



03 MAR 2006

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SETTER OLLILA, LLC  
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BOULDER CO 80302

In re Application of	:	
DUTTON et al.	:	
Application No.: 10/542,119	:	DECISION
PCT No.: PCT/US03/03564	:	
Int. Filing Date: 05 February 2003	:	
Priority Date: None	:	
Attorney Docket No.: 35010/144US	:	
For: DETERMINATION OF AMOUNT OF	:	
PROPPANT ADDED TO A FRACTURE FLUID	:	
USING A CORIOLIS FLOW METER	:	

This is a decision on applicants' petition under 37 CFR 1.47(a) filed 12 July 2005 in the United States Patent and Trademark Office (USPTO).

**BACKGROUND**

On 05 February 2003, applicants filed international application PCT/US03/03564, which designated the United States. A copy of the international application was communicated from the International Bureau to the USPTO on 26 August 2004. The thirty-month period for paying the basic national fee in the United States expired at midnight on 05 August 2005.

On 12 July 2005, applicants filed a submission for entry into the national stage in the United States which was accompanied by, *inter alia*, the U.S. Basic National Fee and the instant petition under 37 CFR 1.47(a). The petition was accompanied by, *inter alia*, a declaration of the inventors and a copy of a statement by non-signing inventor Robert E. Dutton.

**DISCUSSION**

A petition under 37 CFR 1.47(a) must be accompanied by: (1) the fee under 37 CFR 1.17(h); (2) factual proof that the missing joint inventor refuses to execute the application or cannot be reached after diligent effort; (3) a statement of the last known address of the missing inventor; and (4) an oath or declaration by each 37 CFR 1.47(a) applicant on his or her own behalf and on behalf of the non-signing joint inventor.

Items (1)-(4) have been satisfied.

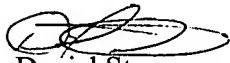
**CONCLUSION**

For the above reasons, applicants' renewed petition under 37 CFR 1.47(a) is **GRANTED**.

As provided in 37 CFR 1.47(a), a notice of the filing of this application will be forwarded to non-signing inventor at his last known address of record.

A notice of the filing of the application under 37 CFR 1.47(a) will be published in the Official Gazette.

This application is being forwarded to the National Stage Processing Branch of the Office of PCT Operations to continue national stage processing of the application, including the accordation of a 35 U.S.C. §§371(c)(1), (c)(2), and (c)(4) date of **12 July 2005**.



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